

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

DEBRA SPERO, as Natural Mother of V.S.,
an infant,

PLAINTIFFS

Civil Action No.: 3:17:CV-0007 (GTS-DEP)

-VS-

**VESTAL CENTRAL SCHOOL DISTRICT
BOARD OF EDUCATION; VESTAL CENTRAL
SCHOOL DISTRICT; JEFFREY AHEARN**, Superintendent
of Schools; and **ALBERT A. PENNA**, Interim Principal
of Vestal High School, in their Individual and Official
Capacities,

DEFENDANTS

**PLAINTIFF'S CROSS-MOTION FOR SUMMARY JUDGMENT AND PERMANENT
INJUNCTIVE RELIEF AND OPPOSITION TO DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT**

PLEASE TAKE NOTICE, pursuant to Rule 56 of the Federal Rules of Civil Procedure and N.D.N.Y. Local Rule 7.1(c), plaintiff hereby cross-moves this Court for summary judgment. The plaintiff further moves this Court for an Order permanently enjoining defendants to expunge all references to the suspensions at issue from his academic record. The Court should deny defendants' motion for summary judgment.

In support of this cross-motion, plaintiffs submit their memorandum of law; statement of material facts; opposition to defendants' statement of material facts; and the Declaration of Willa Payne, Esq, dated June 17, 2019, with all the exhibits annexed thereto.

Dated: June 17, 2019
Syracuse, New York

Respectfully submitted,

S/Willa S. Payne

Willa S. Payne, Esq. (Bar No: 517751)

Susan M. Young, Esq. (Bar No: 102862)

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